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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICATION

OF: BERNDL ET AL.

SERIAL NO. 09/857,054

FILED: MAY 31, 2001

FOR: METHOD FOR PRODUCING SOLID FORMS OF ADMINISTRATION BY MELT EXTRUSION

TO: HON. COMMISSIONER OF PATENTS AND TRADEMARKS

MAIL STOP:

AF

CONFIRMATION No.: 7665

GROUP ART UNIT: 1732

EXAMINER: MARK EASHOO

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on:

October 06, 2004

Date of Deposit

Karen Stanger

Person Making Deposit

Karen Stanger

Signature

October 06, 2004

Date of Signature

Sir:

1. ☒ NOTICE OF APPEAL: Applicant hereby appeals to the Board of Appeals from the decision dated April 06, 2004, of the Primary Examiner finally rejecting Claims 1 to 5.
2. ☐ BRIEF ON APPEAL in this application is transmitted herewith.
 - ☐ Applicants hereby request an Oral Hearing.
 - ☐ A check covering the Oral Hearing fee of —/— is enclosed.
3. ☐ Applicants hereby request entry of their timely reply dated —/— for purposes of appeal.
4. ☒ Applicants hereby petition for a —3— month extension of time under 37 C.F.R. §1.136.
 - ☒ A check to cover the fee of —\$980.00— is enclosed.
 - ☐ A petition for a —/— month extension of time including the requisite fee of —/— has been submitted along with the reply under 37 C.F.R. §1.116 dated —/—.
5. ☒ A check in the amount of \$1320.00 covering the requisite fee(s) (\$340.00 + \$980.00) is enclosed.
 - ☐ A fee is not required (Fee paid in prior appeal).
 - ☐ Charge the fee(s) in the amount of —/— to Deposit Account No. 11.0345.
6. ☒ The Commissioner is hereby authorized to charge any fee which may be further required, or credit any over payment, to Deposit Account No. 11.0345. A duplicate copy of this sheet is attached.

10/08/2004 MAHME1 00000011 09857054

01 FC:1401
02 FC:1253

340.00 DP
980.00 DP

Respectfully submitted,

KEIL & WEINKAUF

H B Keil

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